Los Angeles County Sheriff's Department
Supervisor's Report on Use of Force

Incident Information

URN:	910-02241-0384-145	Date:	3-12-10	Time:	1830
Location:	[redacted] Pacific Concourse Dr.				
City or Station:	Hawthorne				
Bureau/Station/Facility:	Field Operations Region II, Lennox station	Admin. Investigation:	YES ☐ NO ☒		

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name

Non-Employee Witnesses

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Work Ph.	Home Ph.

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Work Ph.	Home Ph.

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Work Ph.	Home Ph.

On Duty Supervisor

Emp. #	Last Name	First Name	Middle Name	Rank	Present	Witness to Incident
[redacted]	Medrano	Roberto		Sgt.	YES ☐ NO ☒	YES ☐ NO ☒
					YES ☐ NO ☐	YES ☐ NO ☐

Watch Sergeant

Emp. #	Last Name	First Name	Middle Name
[redacted]	Antuna	Phyllis	

Watch Commander

Emp. #	Last Name	First Name	Middle Name
[redacted]	Johnson	Donnie	

Watch Commander's Signature: ______________________ Emp #: __________

Copy Provided to Employee by: ______________________ Emp #: __________

Supervisor Completing Form: Carlos Flores (Print) Emp #: [redacted]

Unit Commanders Signature: ______________________ Emp #: __________ Date Signed: __________

PSTD Use Only

FO# 2262729

Original: Unit Commander
Copy: P.S.T.D.Headquarters, Employee

See Reverse

Supervisor's Report on Use of Force

URN: 910-02241-0384-145

Method

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds: (Control Techniques)
(TT) Control Holds: (Team Takedown)
(TD) Control Holds: (Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

FORCE APPLIED ***(Only One Code Per Block)***

Used By (E# or S#)	Used Against (E# or S#)	Method (Code)	Type of Injury (Code)	Body Part (Code)
S#1	E#1	PH RS	AB	HD FA
S#1	E#2	RS	NN	NN
E#1	S#1	FL OC PH TR	LC	HE
E#2	S#1	TR PH	NN	NN

See Front Side

Supervisor's Report on Use of Force
INVOLVED EMPLOYEE INFORMATION

URN: 910-02241-0384-145

Involved Employee

E1

Employee #	Last Name	First Name	Middle Name
[redacted]	Pruitt	Adam	R.

Sex	Race	Unit of Assignment	Work Assignment (Unit #, Module, etc.)
[X] Male [ ] Female	White	Lennox Station	32A

Shift		Age	Height	Weight
[ ] EM [ ] Day [X] PM	[X] Regular Shift [ ] OT Shift [ ] Off Duty	32	600	200

Medical Exam/Treatment	If Admitted, Name of Hospital	Coroner Case #	Directed Force / Significant Force
[ ]			Directed Force [ ] Significant Force [X]

E2

Employee #	Last Name	First Name	Middle Name
[redacted]	[redacted]	[redacted]	

Sex	Race	Unit of Assignment	Work Assignment (Unit #, Module, etc.)
[redacted] Male [ ] Female	[redacted]	[redacted]	[redacted]

Shift		Age	Height	Weight
[ ] EM [ ] Day [redacted] PM	[redacted] Regular Shift [ ] OT Shift [ ] Off Duty	[redacted]	[redacted]	[redacted]

Medical Exam/Treatment	If Admitted, Name of Hospital	Coroner Case#	Directed Force / Significant Force
[ ]			Directed Force [ ] Significant Force [redacted]

E_

Employee #	Last Name	First Name	Middle Name

Sex	Race	Unit of Assignment	Work Assignment (Unit #, Module, etc.)
[ ] Male [ ] Female			

Shift		Age	Height	Weight
[ ] EM [ ] Day [ ] PM	[ ] Regular Shift [ ] OT Shift [ ] Off Duty			

Medical Exam/Treatment	If Admitted, Name of Hospital	Coroner Case#	Directed Force / Significant Force
[ ]			Directed Force [ ] Significant Force [ ]

E_

Employee #	Last Name	First Name	Middle Name

Sex	Race	Unit of Assignment	Work Assignment (Unit #, Module, etc.)
[ ] Male [ ] Female			

Shift		Age	Height	Weight
[ ] EM [ ] Day [ ] PM	[ ] Regular Shift [ ] OT Shift [ ] Off Duty			

Medical Exam/Treatment	If Admitted, Name of Hospital	Coroner Case#	Directed Force / Significant Force
[ ]			Directed Force [ ] Significant Force [ ]

E_

Employee #	Last Name	First Name	Middle Name

Sex	Race	Unit of Assignment	Work Assignment (Unit #, Module, etc.)
[ ] Male [ ] Female			

Shift		Age	Height	Weight
[ ] EM [ ] Day [ ] PM	[ ] Regular Shift [ ] OT Shift [ ] Off Duty			

Medical Exam/Treatment	If Admitted, Name of Hospital	Coroner Case#	Directed Force / Significant Force
[ ]			Directed Force [ ] Significant Force [ ]

E_

Employee #	Last Name	First Name	Middle Name

Sex	Race	Unit of Assignment	Work Assignment (Unit #, Module, etc.)
[ ] Male [ ] Female			

Shift		Age	Height	Weight
[ ] EM [ ] Day [ ] PM	[ ] Regular Shift [ ] OT Shift [ ] Off Duty			

Medical Exam/Treatment	If Admitted, Name of Hospital	Coroner Case#	Directed Force / Significant Force
[ ]			Directed Force [ ] Significant Force [ ]

Supervisor's Report on Use of Force
SUSPECT INFORMATION

URN: 910-02241-0384-145

Suspect Information

S1

Last Name	Fraelich	First Name	James	Middle Name	Brian
AKA Last Name		First Name		Middle Name	

Sex:	Race:	Street Address:	City:	State & Zip Code:
☒ Male ☐ Female	White	[redacted]	[redacted]	[redacted]

Work Phone:	Home Phone:	Age:	Height:	D.O.B.	Weight:	Armed?
n/a	[redacted]	35	600	02-19-75	190	☐

Booking #: 2259737 Primary Charge: 243(B) Battery on Peace Officer Secondary Charge: 243(e)(1) domestic battery Criminal History [redacted]

Hospital Admission? ☐ Rec'd Treatment At: Centinela Hospital Coroner Case#: Mental History ☐

Under Influence: ☒ YES ☐ NO Substance: alcohol

Photos of Suspect's Injuries ☒ YES ☐ NO

Suspect Interview

Date:	Time:		
03-12-10	2030	Audiotape: ☐	Videotape: ☒

Suspect Information

S_

Last Name	First Name	Middle Name
AKA Last Name	First Name	Middle Name

Sex:	Race:	Street Address:	City:	State & Zip Code:
☐ Male ☐ Female				

Work Phone:	Home Phone:	Age:	Height:	D.O.B.	Weight:	Armed?
						☐

Booking #: Primary Charge: Secondary Charge: Criminal History ☐

Hospital Admission? ☐ Rec'd Treatment At: Coroner Case#: Mental History ☐

Under Influence: ☐ YES ☐ NO Substance:

Photos of Suspect's Injuries ☐ YES ☐ NO

Suspect Interview

Date:	Time:		
		Audiotape: ☐	Videotape: ☐

Suspect Information

S_

Last Name	First Name	Middle Name
AKA Last Name	First Name	Middle Name

Sex:	Race:	Street Address:	City:	State & Zip Code:
☐ Male ☐ Female				

Work Phone:	Home Phone:	Age:	Height:	D.O.B.	Weight:	Armed?
						☐

Booking #: Primary Charge: Secondary Charge: Criminal History ☐

Hospital Admission? ☐ Rec'd Treatment At: Coroner Case#: Mental History ☐

Under Influence: ☐ YES ☐ NO Substance:

Photos of Suspect's Injuries ☐ YES ☐ NO

Suspect Interview

Date:	Time:		
		Audiotape: ☐	Videotape: ☐

See Other Side

INVESTIGATIVE SUMMARY

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

SIGNIFICANT FORCE INCIDENT SUMMARY

UNIT: Lennox Station
DATE: March 12, 2010
TIME: 1830 hours
LOCATION: [redacted] Pacific Concourse Drive, County of Los Angeles 90250
URN#: 910-02241-0384-145
IAB#: FO2262729

NATURE OF INCIDENT:

On March 12, 2010, at approximately 1830 hours, the Lennox Station received a 911 call from [redacted] Pacific Concourse Drive, Apartment [redacted]. Upon answering the call, the desk personnel could hear a women screaming, and shouting, "Stop, you're hurting me." The women would not speak to the desk personnel. A call was initiated (Tag 175), and dispatched to Unit 32A, Deputies Adam Pruitt, and Shaun Kennedy.

> **IAB Note:** A Compact Disc, containing a recording of the 911 call, is included in this case book. See **Exhibit G**. A copy of the "Incident Details" for Tag 175, is also included. See **Miscellaneous Documents**. Area and neighborhood maps of the incident location are included as well. See **Exhibit F**.

As the deputies arrived to the location, they saw a black Toyota Prius, exiting the driveway of the location at a high rate of speed. The desk personnel also informed the deputies that they could no longer hear screaming on the telephone. Believing that the driver of the vehicle could be a resident of apartment [redacted], the deputies conducted a traffic stop of the vehicle on the corner of Pacific Concourse Drive, and La Cienega Blvd.

Deputy Pruitt contacted the driver, later identified as Suspect James Fraelich. Suspect Fraelich informed Deputy Pruitt that he did reside in Apartment [redacted], and he had just been involved in an argument with his girlfriend. As Deputy Pruitt conversed with Suspect Fraelich, he observed that the suspect displayed symptoms of being under the influence of alcoholic beverages.

Deputy Pruitt directed the suspect to exit the vehicle, and he complied. Deputy Pruitt

conducted a pat down search of the suspect, for any possible weapons, and he directed the suspect to sit in the back seat of the patrol vehicle. Suspect Freilich complied with the deputy's orders, and was completely cooperative with them. The deputies detained the suspect pending their investigation as to what had occurred in the apartment. The deputies also planned on conducting a field sobriety test of Suspect Fraelich. Suspect Fraelich was not handcuffed.

The deputies requested an additional unit to respond, and Unit 34, Deputies [redacted] #[redacted], and Miller #[redacted], responded. Upon their arrival, deputies [redacted], Miller and Kennedy, responded to Apartment [redacted], to ascertain if anybody there needed assistance. Deputy Pruitt remained with the suspect, who was still being detained in the back seat of the patrol vehicle.

IAB Note: As the deputies responded to Apartment [redacted], they were advised by the desk personnel that a barking dog could be heard on the open telephone line. When the deputies arrived, they observed the apartment door open, and a large dog inside. The deputies spent several minutes securing the animal, in order to safely enter and clear the apartment.

While detaining the suspect, Deputy Pruitt began conducting a license and warrant check, via his Mobile Digital Terminal (MDT). As he began inputting the suspect's information, Suspect Fraelich asked him why he was checking him. Deputy Pruitt advised the suspect that he was checking him for warrants, at which point the suspect began shouting, "Let me the fuck out of here." The suspect also began kicking the rear passenger window of the patrol vehicle.

Deputy Pruitt told the suspect to stop kicking the window, and to relax. Deputy Pruitt exited his vehicle (front passenger seat), and began turning to his right. As he exited the vehicle, Suspect Fraelich kicked the window again, completely shattering it. Suspect Fraelich began exiting the vehicle through the shattered window frame, putting his head and hands through. The suspect then took hold of Deputy Pruitt's uniform shirt with his right hand, and his holster with his left hand. The suspect then began tugging on Deputy Pruitt's holster.

Deputy Pruitt, fearing that the suspect was going to remove his firearm, and use it against him, struck the suspect one time on the top of his head, utilizing his flashlight.

IAB Note: Deputy Pruitt's flashlight is a departmentally approved metal "Stream Light," thirteen inches long.

After being struck with the flashlight, Suspect Fraelich momentarily retreated back into the back seat of the patrol vehicle. Deputy Pruitt reached for the microphone of his hand held radio, in order to initiate an assistance request. Suspect Fraelich again lunged his upper

body through the window, and took hold of Deputy Pruitt's microphone cord, while at the same time punching Deputy Pruitt in the abdomen. The suspect pulled on the cord hard enough that it dislodged from the radio, rendering it inoperable. Deputy Pruitt attempted to utilize the portable radio without the microphone cord, but was unsuccessful.

IAB Note: Photographs of the damaged vehicle window, and damaged portable radio, are included in this case book. See **Exhibit E**.

The suspect again lunged his upper body through the vehicle's window, and Deputy Pruitt punched him several times with his right fist. Deputy Pruitt struck the suspect on his head and face. The suspect was able to take hold of Deputy Pruitt's right arm, and attempted to pull him into the rear seat of the vehicle. Deputy Pruitt retrieved his Oleoresin Capsicum spray and sprayed the suspect, causing him to release Deputy Pruitt, and retrieve back into the rear seat.

Deputy Pruitt saw a patrol vehicle ([redacted], Deputy [redacted]) arriving to the location, and he waved for the deputy to come over to him. Deputy [redacted], who had responded due to an earlier backup request, parked his vehicle behind Deputy Pruitt's. Deputy [redacted] exited his vehicle and began walking towards Deputy Pruitt, who was still standing in front of his vehicle's rear door.

Deputy Pruitt advised Deputy [redacted] to be careful, because the suspect had already attempted to take his firearm. As Deputy [redacted] approached, Suspect Fraelich again lunged through the window, and spat at Deputy [redacted], striking him in the face. Deputy [redacted] deployed his M-26 TASER, which caused the suspect to again retreat back into the back seat. The TASER cycled for five seconds and stopped. Suspect Fraelich again began approaching the window, and Deputy [redacted] attempted to cycle the TASER a second time, but the TASER was no longer working.

Deputy Pruitt retrieved his X-26 TASER from the glove box of his patrol vehicle. He deployed the TASER, striking the suspect, and cycled it one time. Suspect Fraelich told the deputies "Alright , no more, I'll do whatever you want." Suspect Fraelich turned his body and allowed the deputies to handcuff him, without further incident.

IAB Note: The TASER Data, for TASER #X00-374822 (X-26), and TASER #P4-023947 (M-26) is included in this case book. See **Exhibit I**. The Data indicates one activation of the M-26 TASER, and one five second activation of the X-26 TASER. The M-26 TASER was apparently not properly synched to the download program, thus it displays an improper activation date and time.

The deputies requested that paramedics respond, and Suspect Fraelich was subsequently transported to Centinella Hospital in Inglewood. Suspect Fraelich sustained a laceration on the top of his head, which required several staples to close. Deputy Pruitt authored

an Incident Report, and assisting deputies authored Supplemental Reports. It was also determined that Suspect Fraelich had an outstanding warrant, out of San Diego, for 243(E)(1) PC (Domestic Battery).

IAB Note: Deputy Pruitt's Incident Report is included in this case book. See **Exhibit A**. Supplemental Reports are also included, see **Exhibit B**.

Internal Affairs Bureau Lieutenant Stafanie Fredericks was notified and Sergeants Carlos Flores, Eric Strong, and Pat Kim responded to Lennox Station to conduct an administrative review of the incident. The following review is based on written documentation, interviews of witnesses, involved deputies, and medical staff.

INVOLVED PERSONNEL:

Adam Pruitt - Deputy Sheriff, Employee #[redacted]
Lennox Station
Patrol, Field Operations Region II

Date of Employment:	10-14-1999
Date Assigned to Unit:	11-05-2006
Prior Founded Force Incidents:	[redacted]



INVOLVED SUSPECT :

Fraelich, James Brian

Sex:	Male
Race:	White
Date of Birth:	February 2, 1975
Booking #	2259737
Charge:	245 (C) (2) PC, 243 (E)(1) PC, 594 (b)(1) PC, 836.6 PC
Injury:	Scalp Laceration, Abrasions

The Consolidated Criminal History System reveals [redacted]

[redacted].

IAB Note: A copy of Suspect Fraelich's criminal history is included in this report. See **Exhibit C**. A copy of the warrant information is also included, see **Exhibit A**.

SWORN DEPUTY WITNESSES:

None

NON-DEPARTMENT WITNESSES:

[redacted] MH/26, D.O.B. [redacted], [redacted]

INVOLVED EMPLOYEE STATEMENTS:

Deputy Adam Pruitt #[redacted], was interviewed on April 1, 2010 at 1420 hours, by Internal Affairs Bureau Sergeants Carlos Flores and Pat Kim. The interview was conducted at the Lennox Station, and was digitally audio recorded. Deputy Pruitt chose to be interviewed without representation.

Deputy Pruitt said that he and his partner, Deputy Shaun Kennedy #[redacted], detained Suspect Fraelich because they believed he could be involved with the call they had received. He said that upon his initial contact with the suspect, he (Suspect Fraelich) was very cooperative and not hostile in any way. Deputy Pruitt said he conducted a pat down search of the suspect, and placed him in the back seat of their patrol vehicle.

Deputy Pruitt said the suspect told him that he and his girlfriend had been involved in an argument. He said the suspect told him that he and his girlfriend lived in Apartment 1209, where the 911 call had originated from. Deputy Pruitt said they requested a back up unit so that Deputy Kennedy did not have to respond to the apartment alone.

Deputy Pruitt said that his partner, and two other deputies, left his location and responded to the suspect's apartment. He said he felt comfortable staying alone with the suspect because he was still completely cooperative at that point. Deputy Pruitt said he began checking the suspect's license/warrant status, via his Mobile Digital Terminal (MDT).

IAB Note: During a subsequent interview, Deputy Shaun Kennedy stated that the suspect was completely cooperative during his contact with him. He said that based on the suspect's demeanor, he felt completely

comfortable leaving his partner alone with the suspect.

Deputy Pruitt said that when the suspect became aware that he was checking his license/warrant status, he became verbally and physically hostile. Deputy Pruitt said the suspect began shouting profanities, and began kicking the rear passenger window.

Deputy Pruitt said that as he exited his patrol vehicle, the suspect completely shattered the rear window. He said the suspect then lunged his upper body through the window and took hold of his (Deputy Pruitt's) shirt and holster. Deputy Pruitt said he felt the suspect tugging on his holster, and he feared that he was going to take his firearm. He said he struck the suspect one time on the top of his head, utilizing his flashlight.

IAB Note: Deputy Pruitt's flashlight is a departmentally approved metal "Stream light," thirteen inches long.

Deputy Pruitt said his force was momentarily effective, as the suspect retreated back into the back seat. He said he attempted to request assistance via his portable radio, but the suspect again lunged out, punched him in the stomach, and took hold of the microphone cord. He said the suspect pulled the cord into the back seat, eventually dislodging the microphone from the cord. Deputy Pruitt said he attempted to use the portable radio without the microphone cord, but the radio was not working.

Deputy Pruitt said the suspect again lunged out of the window, at which point he (Deputy Pruitt) punched him several times on his face and head. He said the suspect took hold of his right wrist and attempted to pull him into the back seat of the vehicle. Deputy Pruitt said he retrieved his Oleoresin Capsicum spray, and sprayed the suspect. He said the spray was momentarily effective, as the suspect retreated into the back seat.

Deputy Pruitt said he saw Deputy [redacted] arriving, and he waved him over to his location. He said that upon Deputy [redacted] arrival, he (Deputy Pruitt) advised him that the suspect had attempted to take his firearm. He said that the suspect again lunged forward and spat on Deputy [redacted] face. Deputy Pruitt said Deputy [redacted] deployed his TASER, the darts striking the suspect. He said the TASER was effective, as the suspect retreated into the back seat.

Deputy Pruitt said Deputy [redacted] activated his TASER one time, and they continued to order the suspect to stop resisting. He said the suspect continued to shout profanities, and would not allow himself to be handcuffed. He said the suspect again tried to go through the window, and Deputy [redacted] reactivated his TASER. Deputy Pruitt said Deputy [redacted] TASER was inoperable, so he retrieved his TASER from the glove box of his patrol vehicle.

Deputy Pruitt said he deployed his TASER, striking the suspect. He said the TASER was effective, as the suspect retreated into the back seat. He said the suspect began shouting

for him to stop the TASER, and he would allow himself to be handcuffed. Deputy Pruitt said the suspect then turned around, approached the window, and allowed them to handcuff him. He said there was no further need for force, once the suspect was handcuffed.

For his complete statement, refer to Deputy Pruitt's interview transcript.

IAB Note: Refer to **Exhibit A**, for a copy of Deputy Pruitt's Incident Report documenting his actions, observations, and use of force, under the File # 910-02241-0384-145.

Deputy [redacted] #[redacted], was interviewed on April 1, 2010, at 1455 hours, by Internal Affairs Bureau Sergeants Carlos Flores and Pat Kim. The interview was conducted at the Lennox Station, and was digitally audio recorded. Deputy [redacted] chose to be interviewed without representation.

Deputy [redacted] said he responded to the location due to a backup request he had heard on the radio. He said that upon his arrival he saw Deputy Pruitt waving him over to where his patrol vehicle was parked. Deputy [redacted] said it appeared that Deputy Pruitt was involved in a traffic stop, as there was a vehicle in front of the patrol unit. He said he also saw glass on the ground.

Deputy [redacted] said he parked his vehicle behind Deputy Pruitt's, and he began walking towards his direction. He said that Deputy Pruitt told him to be careful because the suspect in the back seat had attempted to take his firearm. Deputy [redacted] said that he retrieved his TASER from the glove box of his patrol vehicle, and continued walking towards Deputy Pruitt. He said he could hear the suspect shouting profanities at them.

Deputy [redacted] said that as he approached Deputy Pruitt's vehicle, he saw the suspect attempting to exit the vehicle through the broken rear window. Deputy [redacted] said he ordered the suspect back into the vehicle, at which point the suspect spat on him. Deputy [redacted] said he deployed the TASER, the darts striking the suspect. He said the TASER was effective, as the suspect retreated into the back seat, momentarily.

Deputy [redacted] said that upon completion of the TASER's activation cycle, the suspect again began shouting at the deputies. He said the suspect then began to approach the broken window, and he (Deputy [redacted]) warned him that he would be "tased" again if he continued. Deputy [redacted] said the suspect lunged forward towards the window, and he reactivated the TASER. He said the TASER did not work, due to weak batteries.

Deputy [redacted] said Deputy Pruitt retrieved his X-26 TASER from the glove box of his patrol vehicle, and deployed it, striking the suspect. He said the TASER was effective, as the suspect again retreated into the back seat. He said the suspect began shouting at the

deputies to stop the TASER, and he would allow himself to be handcuffed.

Deputy [redacted] said the suspect was then handcuffed, without further incident. He said there was no need for additional force once the suspect was handcuffed. Deputy [redacted] said that besides his, and Deputy Pruitt's use of the TASER, he did not witness any other force. He did not witness when Deputy Pruitt struck the suspect with his flashlight.

For Deputy [redacted] complete statement, refer to his interview transcript.

> **IAB Note:** Refer to **Exhibit B**, for a copy of Deputy [redacted] Supplemental Report documenting his actions, observations and use of force, under the file # 910-02241-0384-145.

SUSPECT'S STATEMENTS:

The Lennox Station Watch Commander, Lieutenant Matthew Burson #[redacted], along with Sergeant [redacted] #[redacted], and Lennox Station Detective Christopher Maurizi #[redacted], attempted to obtain a statement from Suspect Fraelich. Suspect Fraelich stated that he would not speak to them, and demanded to speak with an attorney. The attempted interview was digitally video recorded (**Exhibit H**).

Based on his statements, the Internal Affairs Bureau investigators did not attempt to obtain a statement from Suspect Fraelich. However, Suspect Fraelich did allow photographs of his injuries to be taken (**Exhibit D**).

DEPARTMENT WITNESS STATEMENTS:

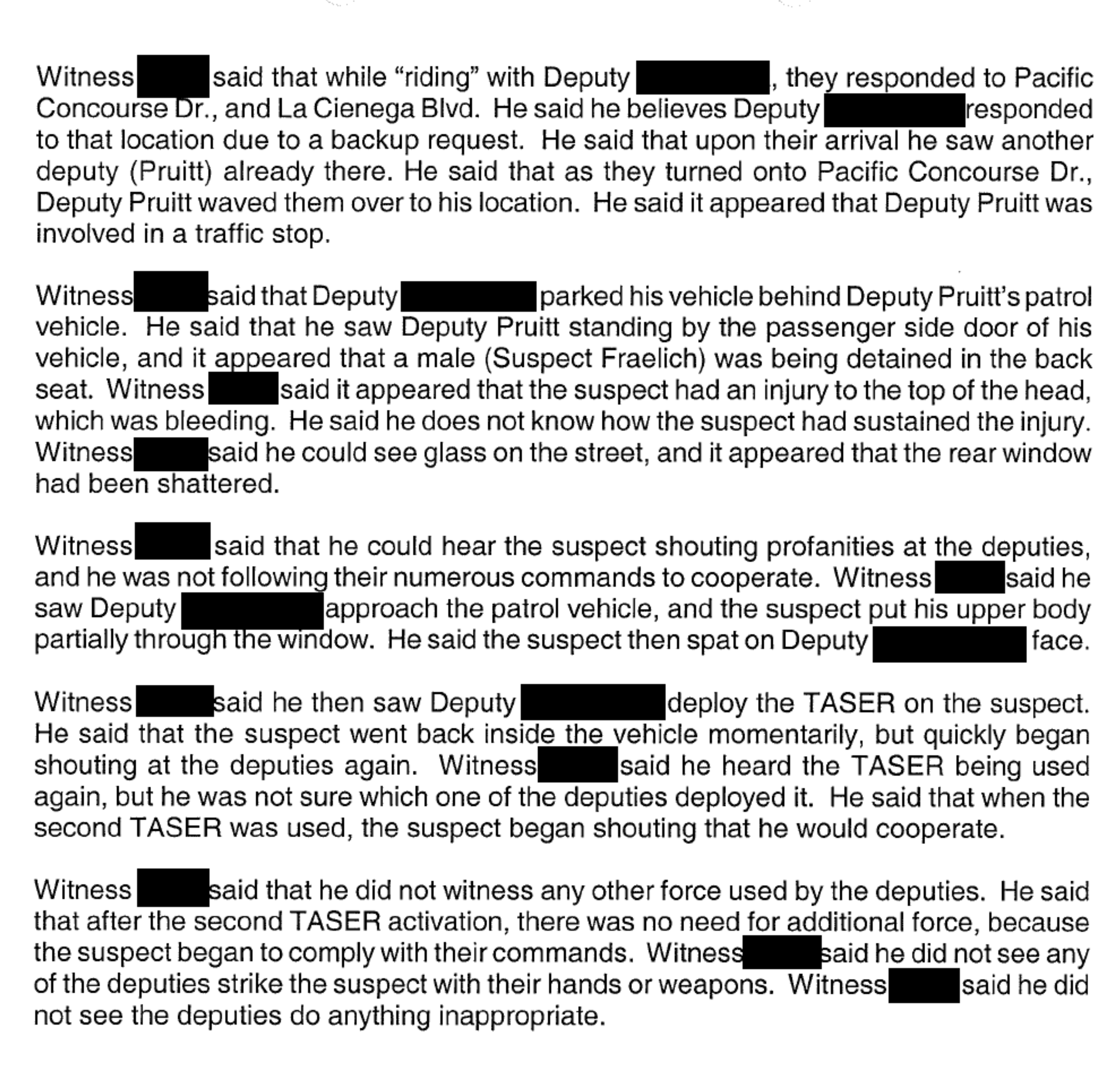
None

NON-DEPARTMENT WITNESS STATEMENTS:

Lennox Station Sergeant Roberto Medrano #[redacted], assisted by several Lennox Station deputies, canvassed the neighborhood for potential witnesses. They did not find any. However, Deputy [redacted] had been assigned a "Ride Along," Witness [redacted], who was present when the incident occurred.

[redacted]

Witness [redacted] is a 26 year old male who resides at [redacted]. On the night of the incident, Witness [redacted] was taking part in a "Ride Along," and had been assigned to Unit 35, Deputy [redacted]. Witness [redacted] was telephonically interviewed by Internal Affairs Bureau Sergeant Carlos Flores, on March 30, 2010, at 0927 hours. The interview was digitally audio recorded.



Witness [redacted] said that while "riding" with Deputy [redacted], they responded to Pacific Concourse Dr., and La Cienega Blvd. He said he believes Deputy [redacted] responded to that location due to a backup request. He said that upon their arrival he saw another deputy (Pruitt) already there. He said that as they turned onto Pacific Concourse Dr., Deputy Pruitt waved them over to his location. He said it appeared that Deputy Pruitt was involved in a traffic stop.

Witness [redacted] said that Deputy [redacted] parked his vehicle behind Deputy Pruitt's patrol vehicle. He said that he saw Deputy Pruitt standing by the passenger side door of his vehicle, and it appeared that a male (Suspect Fraelich) was being detained in the back seat. Witness [redacted] said it appeared that the suspect had an injury to the top of the head, which was bleeding. He said he does not know how the suspect had sustained the injury. Witness [redacted] said he could see glass on the street, and it appeared that the rear window had been shattered.

Witness [redacted] said that he could hear the suspect shouting profanities at the deputies, and he was not following their numerous commands to cooperate. Witness [redacted] said he saw Deputy [redacted] approach the patrol vehicle, and the suspect put his upper body partially through the window. He said the suspect then spat on Deputy [redacted] face.

Witness [redacted] said he then saw Deputy [redacted] deploy the TASER on the suspect. He said that the suspect went back inside the vehicle momentarily, but quickly began shouting at the deputies again. Witness [redacted] said he heard the TASER being used again, but he was not sure which one of the deputies deployed it. He said that when the second TASER was used, the suspect began shouting that he would cooperate.

Witness [redacted] said that he did not witness any other force used by the deputies. He said that after the second TASER activation, there was no need for additional force, because the suspect began to comply with their commands. Witness [redacted] said he did not see any of the deputies strike the suspect with their hands or weapons. Witness [redacted] said he did not see the deputies do anything inappropriate.

SUSPECT'S INJURIES:

Suspect Fraelich was transported to Centinela Hospital, located at 555 E. Hardy Street, Inglewood. He was treated by Emergency Room Physician Assistant Mary Showstark.

Suspect Fraelich sustained a laceration to his head, which required several staples to close. He also sustained several scratches and abrasions to his upper torso. While at the hospital, Suspect Fraelich consented to a withdrawal of blood. The blood sample was analyzed by the Department's Scientific Services Bureau. The analysis results indicate that Suspect Fraelich had a Blood Alcohol Content of 0.14%.

IAB Note: A Copy of Suspect Fraelich's "Ok to Book," Discharge Instructions,

and the Blood Alcohol Test results are included in this case book. Photographs of Suspect Fraelich's injuries are also included. See **Exhibit D**.

DEPUTY PERSONNEL:

Deputy Pruitt sustained minor cuts to his right cheek, due to the shattered window glass. He also sustained a minor scratch to his right thumb. Deputy Pruitt was not treated for his injuries.

IAB Note: Photographs of the deputy's injuries are included in this report, see **Exhibit D.**

PHYSICAL EVIDENCE:

No physical evidence was collected at the scene by Internal Affairs Bureau Investigators. However, evidence collected by the handling deputies was documented in their Incident Report (**Exhibit A**). Photographs of the scene were also taken (**Exhibit E**).

INVESTIGATORS OBSERVATIONS:

Internal Affairs Bureau Sergeants Flores, Strong, and Kim, responded to the scene several hours after the incident. The scene is an intersection, surrounded by mostly commercial buildings. To the north there is a large apartment complex. Digital photographs of the scene were taken, and are included in this case book (**Exhibit E**).

On the south/west corner of the location, there is a "Siemens Healthcare Diagnostics" commercial building which contains surveillance cameras. Lennox Station Detective Christopher Maurizi obtained a copy of the surveillance recordings via warrant (**Exhibit B**). Internal Affairs Bureau investigators were given a Compact Disc copy, which is included in this case book (**Exhibit J**). Detective Maurizi, and Internal Affairs Bureau investigators reviewed the recordings. On the recording, patrol vehicles can be seen at a distance, but due to the camera angles and distance, they did not capture the encounter with Suspect Frailich.

WEAPONS USED BY DEPUTY PERSONNEL:

Personal weapons, hands. TASER, Oleoresin Capsicum, flashlight.

WEAPONS USED BY SUSPECTS:

Personal weapons, hands, mouth (spitting).

PROPERTY DAMAGE:

Damage to Sheriff's Department Patrol Vehicle #SD7096. Damage to Sheriff's Department "Motorola" Portable Radio #14360.

CRIMINAL INVESTIGATOR and CHARGES FILED:

Investigator: Christopher Maurizi #[redacted], Detective Bureau, Lennox Station
Court: Superior Court - Inglewood
Charges Filed: 69 PC, 243(e)(1)PC, 594(a)PC, 23152(a)VC

IAB Note: On May 5, 2010, the District Attorney's Office, out of Inglewood Superior Court, filed the above listed charges against Suspect Fraelich. He was arraigned on May 12, 2010.

WEATHER CONDITIONS AND LIGHTING CONDITIONS:

The incident occurred on a clear early evening at 1835 hours.